

From: [Barbara Aldridge](#)
To: [Barbara Nann](#)
Subject: Re: Fw: RSD Briefing on Gulfco UAO
Date: 12/03/2009 11:30 AM
Importance: High

still the question -
would DOJ be OK with the evidence we have so far or will they want 'certified' docs?
in other words, can we build an 'enforcement record' with what we have, or do we
need to order certified deeds and corporates?

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▼ [Re: Fw: RSD Briefing on Gulfco UAO](#)

Re: Fw: RSD Briefing on Gulfco UAO 

Barbara Nann to: Barbara Aldridge

12/03/2009
10:12 AM

I am but Sam Coleman wants to have an UAO as an option if negotiations don't pan out.

-----Barbara Aldridge/R6/USEPA/US wrote: -----

To: Barbara Nann/R6/USEPA/US@EPA
From: Barbara Aldridge/R6/USEPA/US
Date: 12/03/2009 08:11AM
Subject: Re: Fw: RSD Briefing on Gulfco UAO

are we talking a UAO for removal ? I thought the PRPs were
interested in an AOC.
weren't you working on an AOC?

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Fw: RSD Briefing on Gulfco UAO

Fw: RSD Briefing on Gulfco UAO

Barbara Nann to: Barbara Aldridge 12/02/2009 04:15 PM

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----- Forwarded by Barbara Nann/R6/USEPA/US on 12/02/2009 04:15 PM -----

RSD Briefing on Gulfco UAO

Gregory Wall to: Barbara Nann 12/02/2009 02:57 PM

Cc: Benjamin Lammie

Barbara,

Earlier this morning, I briefed RSD management on the Gulfco UAO issue. RSD management believes that an ISE could be justified at

Gulfco and that the lack of an ISE should not be used as the basis for not issuing the UAO. Given the historical recalcitrance of these PRPs, and in an effort to expedite tank removal/cap repair at the site, RSD would be willing to seek \$150K-\$175K in Fund monies from OSWER for this work should the PRPs not comply with the UAO (given the possible CC implications, we're very confident that OSWER would concur with any strong recommendation of ours to release such Funds). We can cross this bridge when we come to it, but we likely ought to discuss whether a referral to DOJ for UAO-enforcement is warranted before obligating the Fund monies.

We are in the process of scheduling a meeting to brief OSRE management on this issue. I will keep you posted in that regard.

Best,
Greg

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